

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF PUERTO RICO

OTO ANALYTICS, LLC,

Plaintiff,

v.

**BENWORTH CAPITAL PARTNERS PR,
LLC; BENWORTH CAPITAL PARTNERS,
LLC; BERNARDO NAVARRO and CLAUDIA
NAVARRO,**

Defendants.

Civil No. 23-01034 (GMM) *cons.*
Civil No. 24-01313 (GMM)

**FEDERAL RESERVE BANK OF SAN
FRANCISCO,**

Plaintiff-Intervenor,

v.

**OTO ANALYTICS, LLC; BENWORTH
CAPITAL PARTNERS PR, LLC;
BENWORTH CAPITAL PARTNERS, LLC;
BERNARDO NAVARRO and CLAUDIA
NAVARRO,**

Defendants in Intervention.

**FEDERAL RESERVE BANK OF SAN
FRANCISCO,**

Consolidated Plaintiff,

v.

**BENWORTH CAPITAL PARTNERS PR,
LLC; BENWORTH CAPITAL PARTNERS,
LLC; BERNARDO NAVARRO and CLAUDIA
NAVARRO,**

Consolidated Defendants.

JOINT STATUS REPORT

Pursuant to this Court’s September 3, 2024 Order (ECF No. 161), Plaintiff/Defendant in Intervention Oto Analytics, LLC (f/k/a Oto Analytics, Inc. d/b/a Womply) (“**Womply**”), Plaintiff-Intervenor Federal Reserve Bank of San Francisco (“**Reserve Bank**”; together with Womply, “**Plaintiffs**”), and Defendants Benworth Capital Partners PR, LLC, Benworth Capital Partners, LLC, Bernardo Navarro, and Claudia Navarro (collectively, “**Defendants**”; together with Plaintiffs, the “**Parties**”), through their undersigned counsel, respectfully submit this Joint Status Report.

Womply and Defendants have reached a settlement in Civil No. 23-01034 (the “Womply Action”). Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii) and Local Civil Rule 41(a), Womply and Defendants filed a Joint Stipulation for Dismissal with Prejudice earlier today. (ECF No. 194). The Court issued a partial judgment dismissing Womply’s claims against Defendants in the Womply Action, noting that all outstanding claims by the Reserve Bank remain unaffected (ECF No 196).

Womply’s position is that the resolution of its claims against Defendants moots the Reserve Bank’s claim against Womply.

The Reserve Bank today learned of the settlement and has not been advised as to the settlement’s terms or how Womply and Defendants intend to effectuate them. The Reserve Bank reserves all rights regarding how if at all the settlement and partial judgment will affect the Reserve Bank’s claims in either of these consolidated actions.

The Parties are meeting and conferring about this issue and how (or if) the settlement will affect these consolidated actions going forward.

Dated: January 2, 2025

MCCONNELL VALDÉS LLC

By: /s/ Alejandro J. Cepeda Diaz

Alejandro J. Cepeda Diaz
USDC-PR 222110
McConnell Valdés LLC
270 Muñoz Rivera Ave.
Hato Rey PR 00918
(787) 250-5637
ajc@mcvpr.com

WILLKIE FARR & GALLAGHER LLP

Alexander L. Cheney (admitted *pro hac vice*)
333 Bush Street
San Francisco, CA 94104
(415) 858-7400
acheney@willkie.com

Stuart R. Lombardi (admitted *pro hac vice*)
787 Seventh Avenue
New York, NY 10019
(212) 728-8882
slombardi@willkie.com

Joshua S. Levy (admitted *pro hac vice*)
1875 K Street, N.W.
Washington, D.C. 20006
(202) 303-1000
jlevy@willkie.com

*Counsel for Plaintiff and Defendant in
Intervention Oto Analytics, LLC*

FERRAIUOLI LLC

By: /s/ Roberto A. Cámaras Fuentes

Roberto A. Cámaras Fuentes
USDC-PR 219002
Jaime A. Torrens-Davila
Monica Del Pilar Ramos-Benitez
Ferraiuoli LLC
PO Box 195168
San Juan, PR 00919-5168
(787) 766-7000
(787) 766-7001
rcamara@ferraiuoli.com
jtorrens@ferraiuoli.com
mraramos@ferraiuoli.com

**KOZYAK TROPIN &
THROCKMORTON**

Dwayne Robinson
Michael R. Lorigas
Rasheed K. Nader
2525 Ponce de Leon Boulevard,
9th Fl.
Miami, Florida 33134
(305) 372-1800
jpiedra@kttlaw.com
drobinson@kttlaw.com
mlorigas@kttlaw.com
rnader@kttlaw.com

*Counsel for Defendants and
Defendants in Intervention
Benworth Capital Partners LLC
and Bernardo Navarro*

O'NEILL & BORGES LLC

By: /s/ Antonio L. Roig Lorenzo

Antonio L. Roig Lorenzo
USDC-PR No. 207712
Salvador J. Antonetti Stutts
USDC-PR No. 215002
Ubaldo M. Fernández Barrera
USDC-PR No. 224807
Aníbal A. Román Medina
USDC-PR No. 308410
250 Muñoz Rivera Ave., Ste. 800
San Juan, PR 00918-1813
(787) 764-8181
antonio.roig@oneillborges.com
salvador.antonetti@oneillborges.com
ubaldo.fernandez@oneillborges.com
anibal.roman@oneillborges.com

**CLEARY GOTTLIEB STEEN &
HAMILTON LLP**

Lisa M. Schweitzer (admitted *pro hac vice*)
Thomas S. Kessler (admitted *pro hac vice*)
One Liberty Plaza
New York, New York 10006
(212) 225-2000
lschweitzer@cgsh.com
tkessler@cgsh.com

*Counsel for Plaintiff Intervenor the Federal
Reserve Bank of San Francisco*

**CASELLAS ALCOVER &
BURGOS, P.S.C.**

By: /s/ Carla S. Loubriel

Carla S. Loubriel
USDC-PR 227509
Ricardo F. Casellas
USDC-PR 203114
208 Ponce de Leon Ave.
Popular Center Bldg. Suite 1400
Hato Rey, PR 00918
(787) 756-1400
clobriel@cabprlaw.com
rcasellas@cabprlaw.com

*Counsel for Defendants and
Defendants in Intervention
Benworth Capital Partners PR
LLC and Claudia Navarro*

CERTIFICATE OF SERVICE

The undersigned certifies that on January 2, 2025, the foregoing document was filed with the Clerk of the Court using CM/ECF, which sent notice to all parties receiving notifications through the CM/ECF system.

Dated: January 2, 2025

By: /s/ Alejandro J. Cepeda Diaz

Counsel for Plaintiff Oto Analytics, LLC